

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78464 of 2024

Arising Out of PS. Case No.-100 Year-2024 Thana- PURNAHYA District- Sheohar

Devikant Mishra S/o- Late Mewalal Mishra Resident of Village - Ashogi
Brahman Toli, Police Station - Purnahiya, District - Sheohar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dinesh Jha, Advocate
For the Opposite Party/s : Mr.Parmanand Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 25-11-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Purnahiya P.S. Case no. 100 of 2024 instituted for the offence under Section 30 (a) of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. The prosecution case is that altogether 7.5 liters of Nepali liquor was recovered near a temple below the sand.

4. Learned counsel for the petitioner has submitted that petitioner is innocent and has falsely been implicated in connection with the present case. It is further submitted that the place of seizure does not belong to the petitioner and the petitioner is having no criminal antecedent.



5. Learned APP appearing for the State opposed the prayer of bail of the petitioner.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Purnahiya P.S. Case no. 100 of 2024, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court, Sheohar, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Ashok Kumar Pandey, J)

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